

FOLEYRECEIVED
CENTRAL FAX CENTER

AUG 12 2004

OFFICIAL

FOLEY & LARDNER LLP
ATTORNEYS AT LAW11250 EL CAMINO REAL, SUITE 200
SAN DIEGO, CA 92130
P.O. BOX 80278
SAN DIEGO, CA 92138-0278
TELEPHONE: 858.847.6700
FACSIMILE: 858.792.6773
WWW.FOLEY.COM

FACSIMILE TRANSMISSION

Total # of Pages 19 (including this page)

TO:	PHONE #:	FAX #:
Examiner G. Leffers, Group Art Unit 1636 U.S. Patent and Trademark Office	571-272-0772	703-872-9306

From : Stephen E. Reiter *SR*

Email Address : sreiter@foley.com

Sender's Direct Dial : 858.847.6711

Date : August 12, 2004

Client/Matter No : 088802-8704 (SALK1510-3)

User ID No : 1877

MESSAGE:

Re: U.S. Patent Application No. 09/522,753

Attached are:

- 1) Amendment Transmittal with Petition for Extension of Time, in duplicate (6 pgs.)
- 2) Amendment and Reply Under 37 CFR 1.111 (12 pgs.)

If there are any problems with this transmission or if you have not
received all of the pages, please call 858.847.6700.

Operator:	Time Sent:	Return Original To: Mercedes F. "Ched" Dipasupil
-----------	------------	---

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

AUG. 12. 2004

5:08PM

8587926773

FOLEY AND LARDNER

RECEIVED
CENTRAL FAX CENTER

OFFICIAL

NO. 3053

P. 2


AUG 12 2004

Atty. Dkt. No. SALK1510-3
(088802-8704)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Evans et al.

Title: FAMILY OF
TRANSCRIPTIONAL CO-
REPRESSORS THAT INTERACT
WITH NUCLEAR HORMONE
RECEPTORS AND USES
THEREFOR

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below. Stephen E. Reiter, Reg. No. 31,192 (Printed Name)  (Signature) August 12, 2004 (Date of Deposit)
--

Appl. No.: 09/522,753

Filing Date: 03/10/2000

Examiner: G. Leffers, Jr.

Art Unit: 1636

AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

☒ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous
assertion of Small Entity status.

☐ Assertion of Small Entity status is enclosed.

Atty. Dkt. No. SALK1510-3
(088802-8704)

☒ The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	19	-	37	=	0	x	\$18.00	=	\$0.00
Independent Claims:	5	-	6	=	0	x	\$86.00	=	\$0.00
First presentation of any Multiple Dependent Claims:		+					\$290.00	=	\$0.00
CLAIMS FEE TOTAL									\$0.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input checked="" type="checkbox"/> Extension for response filed within the first month:	\$110.00	\$110.00
<input type="checkbox"/> Extension for response filed within the second month:	\$420.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$950.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,480.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,010.00	\$0.00
EXTENSION FEE TOTAL:		\$110.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$110.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$55.00
TOTAL FEE:		\$55.00

☒ Please charge Deposit Account No. 50-0872 in the amount of \$55.00. A duplicate copy of this transmittal is enclosed.

☐ A check in the amount of \$55.00 is enclosed.

Atty. Dkt. No. SALK1510-3
(088802-8704)

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.


Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date August 12, 2004

FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6711
Facsimile: (858) 792-6773

By

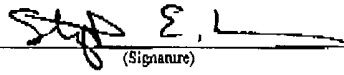


Stephen E. Reiter
Attorney for Applicant
Registration No. 31,192

Attorney Docket No: SALK 1510-3
(088802-8704)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Evans, R. et al.
Title: A FAMILY OF TRANSCRIPTIONAL
CO-REPRESSORS THAT INTERACT
WITH NUCLEAR HORMONE
RECEPTORS AND USES THEREFOR
Appl. No.: 09/522,753
Filing Date: March 10, 2000
Examiner: G. Leffers
Art Unit: 1636
Confirmation No: 4924

<p>CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.</p> <p><u>Stephen E. Reiter, Reg. No. 31,192</u> (Printed Name)</p> <p><u></u> (Signature)</p> <p><u>August 12, 2004</u> (Date of Deposit)</p>
--

AMENDMENT AND REPLY UNDER 37 CFR 1.111

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Non-Final Office Action dated April 20, 2004, please consider the following amendments and remarks. Applicant has enclosed with this amendment a Petition for Extension of Time to make this response timely.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks begin on page 7 of this document.